

# **EXHIBIT A**

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UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS  
IN RE: PHARMACEUTICAL )  
INDUSTRY AVERAGE WHOLESALE ) MDL NO. 1456  
PRICE LITIGATION ) CIVIL ACTION:  
THIS DOCUMENT RELATES TO ) 01-CV-12257-PBS  
U.S. ex rel. Ven-A-Care of ) Judge Patti B. Saris  
the Florida Keys, Inc. v. )  
Abbott Laboratories Inc., ) Chief Magistrate Judge  
No. 07-CV-11618-PBS ) Marianne B. Bowler

VIDEOTAPED 30(b)(6) DEPOSITION OF

JOHN M. LOCKWOOD, M.D.

Volume I

(Taken by Defendant Abbott Laboratories Inc.)

April 23, 2009

9:27 a.m.

Suite 800

1420 Peachtree Street, N.E.

Atlanta, Georgia

Reported by: F. Renee Finkley, RPR, CRR, CLR,  
CCR-B-2289

1 Q. And before that, when there were just  
2 paper catalogs, could you -- for example, could you  
3 go to a trade show and get the McKesson catalog?

4 A. Well, you could talk to the McKesson rep  
5 at a trade show and they would send you one,  
6 certainly. Yes. I mean, it's -- you had to be --  
7 they didn't hand them out to just anybody. You had  
8 to be a qualified purchaser and meet the requirements  
9 of being a qualified purchaser. And you typically  
10 had to give them your information or they had to have  
11 your information, your DEA number, phone number,  
12 address, who your pharmacist was, those sorts of  
13 things. I, you know --

14 Q. Could I have called up -- I mean, I know  
15 this calls for a bit of speculation, but based on  
16 your understanding of the circumstances and  
17 requirements, could I have called up McKesson and  
18 gotten a catalog?

19 A. Only if you were willing to represent that  
20 you were a licensed pharmacy illegally and send them  
21 your false DEA number and -- and misrepresent  
22 yourself; otherwise, as I said -- I think I just

1 testified to -- you would have to be a -- I guess I'm  
2 looking for the right word, but a qualified  
3 purchaser, that you had to be a pharmacy with, you  
4 know, an address and all of those things.

5 And the McKesson rep usually came to Key  
6 West as I think I recall about once a month,  
7 ballpark. They'd walk by our office. They knew we  
8 were there and where we were. But no, you as an  
9 attorney, if you don't have a pharmacy license and  
10 all the other things that go along with that, you  
11 could not get the catalog.

12 Q. And at some point you provided a -- I may  
13 be confusing programs. I apologize if I am. But did  
14 you provide a copy of Econolink to the federal  
15 government?

16 A. Yes, sir, we did.

17 Q. When did you do that?

18 A. I may want to recheck the date, but it was  
19 either January 18th, 2001 or January 19th, 2001. We  
20 were in Boston doing a presentation to them and  
21 that's when we gave it to them. Yeah.

22 Q. And did you seek McKesson's permission to